

Honorable Judge Benjamin Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK and JOHN DOES ONE THROUGH
TEN,

Defendants.

No. C11-5424BHS

DECLARATION OF KATHLEEN
T. ZELLNER IN SUPPORT OF
PLAINTIFF'S RESPONSE TO
DEFENDANTS' MOTION TO
STRIKE PLAINTIFF'S
SUPPLEMENTAL DISCLOSURE
PURSUANT TO FED. R. CIV. P.
26(a)(1) AND TO BAR
TESTIMONY

**NOTE ON MOTION
CALENDAR:**

Friday, December 7, 2012

Pursuant to 28 U.S.C. § 1746, Kathleen Zellner declares as follows:

1. I am competent to testify in all respects, and make this declaration from personal knowledge. I am the attorney of record for Plaintiff Clyde Ray Spencer in the above entitled action.

2. Attached hereto as **Exhibit A** is a true and correct copy of the Notices of Deposition for Sharon Krause, Michael Davidson and James Peters.

DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT
OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO
STRIKE DISCLOSURE AND BAR TESTIMONY

(C11-5424BHS) — 1
DWT 20687544v1 0094078-000001

Kathleen T. Zellner & Associates, P.C.
LAW OFFICES
1901 Butterfield Road
Suite 650
Downers Grove, Illinois 60515
630.955.1212 main · 630.955.1111 fax

1 3. In the past 14 days, seven lengthy depositions have been completed. Three of those
2 depositions were of the Defendants, and my office arranged for those to proceed by
3 teleconference. The next three depositions were of Plaintiff and his children. An attorney from
4 my office and I traveled to Seattle, Washington for those depositions. On the day of the final
5 deposition in Seattle, November 14, 2012, defense counsel announced that the deposition of
6 DeAnne Spencer would proceed on November 16, 2012. Upon information and belief, Notice
7 of this deposition had not been received by my office. Further, no reference to DeAnne
8 Spencer's deposition was made at any time prior to defense counsel's announcement.
9 Nonetheless, to adhere to the schedule, we appeared by telephone and the deposition proceeded
10 and concluded.
11

12 4. My office served notice on June 18, 2012 for the depositions of Defendants Krause,
13 Davidson and Peters. Those notices requested deposition dates of September 10, 2012,
14 September 11, 2012 and September 12, 2012, respectively. Due to a number of factors,
15 including the number of attorneys involved and even deponents' vacations, the depositions did
16 not proceed until November 5, 2012.
17

18 5. My office has been investing intense time and resources to this case. Plaintiff
19 submitted multiple expert reports and is prepared to present those experts at times requested by
20 Defense counsel.
21

22 6. We reviewed the information obtained from the depositions, the last of which
23 concluded on November 16, and continued to form a litigation strategy. Then, on November
24 19, 2012, the first business day after DeAnne's Spencer's deposition, we filed the Supplemental
25 Disclosure identifying only 12 witnesses.
26

27 **DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT
OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO
STRIKE DISCLOSURE AND BAR TESTIMONY
(C11-5424BHS) — 2**
DWT 20687544v1 0094078-000001

Kathleen T. Zellner & Associates, P.C.
LAW OFFICES
1901 Butterfield Road
Suite 650
Downers Grove, Illinois 60515
630.955.1212 main • 630.955.1111 fax

1 I declare under penalty of perjury under the laws of the State of Washington and the
2 United States of America that the foregoing is true and correct.

3 DATED this 20th day of November, 2012 at Downer's Grove, Illinois.

4 Respectfully submitted,

5
6
7 /s/ Kathleen T. Zellner

Kathleen T. Zellner & Associates, P.C.

Admitted *pro hac vice*

1901 Butterfield Road

Suite 650

Downers Grove, Illinois 60515

Phone: (630) 955-1212

11 Fax: (630) 955-1111

12 kathleen.zellner@gmail.com

13 Attorney for Plaintiffs
14
15
16
17
18
19
20
21
22
23
24
25
26

27 DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT
OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO
STRIKE DISCLOSURE AND BAR TESTIMONY

(C11-5424BHS) — 3

DWT 20687544v1 0094078-000001

Kathleen T. Zellner & Associates, P.C.

LAW OFFICES

1901 Butterfield Road

Suite 650

Downers Grove, Illinois 60515

630.955.1212 main · 630.955.1111 fax

DECLARATION OF SERVICE

I hereby certify that on November 20, 2012, I caused the foregoing to be electronically filed with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to the following counsel of record:

Patricia Campbell Fetterly Daniel J. Judge Robert M. McKenna Assistant Attorney General Torts Division PO Box 40126 Olympia, WA 98504-0116 Email: patriciaf1@atg.wa.gov Attorneys for Defendant James M. Peters	Bernard F. Veljacic Deputy Prosecuting Attorney Clark County Prosecuting Attorney Civil Division 604 W. Evergreen Blvd. P.O. Box 5000 Vancouver, WA 98666-5000 Email: Bernard.Veljacic@clark.wa.gov Attorney for Defendants Clark County Prosecutor's Office, Clark County Sheriff's Office, and Clark County
Guy Bogdanoich Law, Lyman, Daniel, Kamerrer & Bogdanovich, P.S. P.O. Box 11880 Olympia, WA 98508-1880 Email: gbogdanovich@lldkb.com Attorney for Defendant Sharon Krause	Jeffrey A. O. Freimund Freimund Jackson Tardif & Benedict Garratt, PLLC 711 Capitol Way South, Suite 602 Olympia, WA 98502 Email: jeffF@fjtlaw.com Attorneys for Defendant Michael Davidson

/s/ Kathleen T. Zellner

Kathleen T. Zellner & Associates, P.C.

Admitted *pro hac vice*

1901 Butterfield Road

Suite 650

Downers Grove, Illinois 60515

Phone: (630) 955-1212

Fax: (630) 955-1111

kathleen.zellner@gmail.com

Attorney for Plaintiffs

DECLARATION OF KATHLEEN T. ZELLNER IN SUPPORT
 OF PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO
 STRIKE DISCLOSURE AND BAR TESTIMONY

(C11-5424BHS) — 4

DWT 20687544v1 0094078-000001

Kathleen T. Zellner & Associates, P.C.

LAW OFFICES

1901 Butterfield Road

Suite 650

Downers Grove, Illinois 60515

630.955.1212 main · 630.955.1111 fax

EXHIBIT A

Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK, SHIRLEY SPENCER and JOHN
DOES ONE THROUGH TEN,

Defendants.

No. 11-cv-05424-BHS

NOTICE OF DEPOSITION
OF Sharon Krause

TO: DEFENDANTS AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of
Sharon Krause will be taken on oral examination before a notary public, or other official
authorized by law to administer oaths, at the offices of Davis Wright Tremaine LLP, 1201
Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00 a.m. on

NOTICE OF DEPOSITION OF

- 1

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 231-1700

1 Monday, September 10th, 2012. The deposition will be videotaped and by stenographic
2 means. The deposition will be subject to continuance from time to time until completed.

3 You are invited to attend and cross-examine.

4 DATED this 18th day of June, 2012.

5 Respectfully submitted,

6 Davis Wright Tremaine LLP
7 Attorneys for Plaintiffs

8
9 By s/ Daniel T. Davies

10 Daniel T. Davies, WSBA #41793
11 Suite 2200
12 1201 Third Avenue
13 Seattle, Washington 98101-3045
14 Telephone: (206) 757.8286
15 Fax: (206) 757.7286
16 E-mail: dandavies@dwt.com

17 *Of Counsel:*

18 Kathleen T. Zellner
19 Law Offices of Kathleen T. Zellner, P.C.
20 Esplanade IV
21 1901 Butterfield Road, Suite 650
22 Downers Grove, Illinois 60515
23 (630) 955-1212

NOTICE OF DEPOSITION OF

- 2

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7200

DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

1. I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein. My business address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101-3045.

2. I hereby certify that on the June 18, 2012, I caused a copy of the foregoing NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciafl@atg.wa.gov
Attorneys for Defendant James M. Peters

Daniel J. Judge
Attorney General's Office
7141 Cleanwater Drive SW
PO Box 40126
Olympia, WA 98504-0126
Email: danielj@atg.wa.gov
Attorneys for Defendant James M. Peters

Robert M. McKenna
Attorney General of Washington
Government Operations Division
7141 Cleanwater Drive SW
PO Box 40108
Olympia, WA 98504-0108
E-mail: Not Available
Attorneys for Defendant James M. Peters

Bernard F. Veljacic
Deputy Prosecuting Attorney
Clark County Prosecuting Attorney Civil
Division
604 W. Evergreen Blvd.
P.O. Box 5000
Vancouver, WA 98666-5000
Email: Bernard.Veljacic@clark.wa.gov
Attorney for Defendants Clark County
Prosecutor's Office, Clark County Sheriff's
Office, and Clark County

NOTICE OF DEPOSITION OF
SHARON KRAUSE
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

1 Guy Bogdanoich
2 Law, Lyman, Daniel, Kamerrer &
3 Bogdanovich, P.S.
4 P.O. Box 11880
Olympia, WA 98508-1880
Email: gbogdanovich@lldkb.com
Attorney for Defendant Sharon Krause


Jeffrey A. O. Freimund
Freimund Jackson Tardif & Benedict
Garratt, PLLC
711 Capitol Way South, Suite 602
Olympia, WA 98502
Email: jefff@fjtlaw.com
Attorneys for Defendant Michael Davidson

5 William H. Dunn
6 Dunn Law Office
7 PO Box 1016
8 Vancouver, WA 98666
9 Email: dunnwh@pacifier.com
Attorneys for Defendant Shirley Spencer

Gary A. Western
Gabriella Wagner
Wilson Smith Cochran Dickerson
901 Fifth Avenue, Suite 1700
Seattle, WA 98164-2050
Email: western@wscd.com;
wagner@wscd.com
Attorneys for Defendant Shirley Spencer

10 I declared under penalty of perjury under the laws of the United States and the State
11 of Washington that the foregoing is true and correct.

12 Dated at Seattle, Washington this 18th day of June, 2012.

13 
14 Sheila Rowden

15
16
17
18
19
20
21
22
23
NOTICE OF DEPOSITION OF
SHARON KRAUSE
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK, SHIRLEY SPENCER and JOHN
DOES ONE THROUGH TEN,

Defendants.

No. 11-cv-05424-BHS

NOTICE OF DEPOSITION
OF Michael Davidson

TO: DEFENDANTS AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of
Michael Davidson will be taken on oral examination before a notary public, or other
official authorized by law to administer oaths, at the offices of Davis Wright Tremaine
LLP, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00
a.m. on Tuesday, September 11th, 2012. The deposition will be videotaped and by

NOTICE OF DEPOSITION OF

- 1

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 632-3150 • Fax: (206) 357-7700

1 stenographic means. The deposition will be subject to continuance from time to time until
2 completed.

3 You are invited to attend and cross-examine.

4 DATED this 18th day of June, 2012.

5 Respectfully submitted,

6 Davis Wright Tremaine LLP
7 Attorneys for Plaintiffs

8
9 By s/ Daniel T. Davies

10 Daniel T. Davies, WSBA #41793
11 Suite 2200
12 1201 Third Avenue
13 Seattle, Washington 98101-3045
14 Telephone: (206) 757.8286
15 Fax: (206) 757.7286
16 E-mail: dandavies@dwt.com

17 *Of Counsel:*

18 Kathleen T. Zellner
19 Law Offices of Kathleen T. Zellner, P.C.
20 Esplanade IV
21 1901 Butterfield Road, Suite 650
22 Downers Grove, Illinois 60515
23 (630) 955-1212

NOTICE OF DEPOSITION OF

- 2

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

1. I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein. My business address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101-3045.

2. I hereby certify that on the June 18, 2012, I caused a copy of the foregoing NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciaf1@atg.wa.gov
Attorneys for Defendant James M. Peters

Daniel J. Judge
Attorney General's Office
7141 Cleanwater Drive SW
PO Box 40126
Olympia, WA 98504-0126
Email: danielj@atg.wa.gov
Attorneys for Defendant James M. Peters

Robert M. McKenna
Attorney General of Washington
Government Operations Division
7141 Cleanwater Drive SW
PO Box 40108
Olympia, WA 98504-0108
E-mail: Not Available
Attorneys for Defendant James M. Peters

Bernard F. Veljacic
Deputy Prosecuting Attorney
Clark County Prosecuting Attorney Civil
Division
604 W. Evergreen Blvd.
P.O. Box 5000
Vancouver, WA 98666-5000
Email: Bernard.Veljacic@clark.wa.gov
Attorney for Defendants Clark County
Prosecutor's Office, Clark County Sheriff's
Office, and Clark County

NOTICE OF DEPOSITION OF
MICHAEL DAVIDSON
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

1 Guy Bogdanoich
2 Law, Lyman, Daniel, Kamerrer &
3 Bogdanovich, P.S.
4 P.O. Box 11880
5 Olympia, WA 98508-1880
6 Email: gbogdanovich@lldkb.com
7 Attorney for Defendant Sharon Krause

Jeffrey A. O. Freimund
Freimund Jackson Tardif & Benedict
Garratt, PLLC
711 Capitol Way South, Suite 602
Olympia, WA 98502
Email: jeffF@fjtlaw.com
Attorneys for Defendant Michael Davidson

5 William H. Dunn
6 Dunn Law Office
7 PO Box 1016
8 Vancouver, WA 98666
9 Email: dunnwh@pacifier.com
10 Attorneys for Defendant Shirley Spencer

Gary A. Western
Gabriella Wagner
Wilson Smith Cochran Dickerson
901 Fifth Avenue, Suite 1700
Seattle, WA 98164-2050
Email: western@wscd.com;
wagner@wscd.com
Attorneys for Defendant Shirley Spencer

10 I declared under penalty of perjury under the laws of the United States and the State
11 of Washington that the foregoing is true and correct.

12 Dated at Seattle, Washington this 18th day of June, 2012.

13 
14 Sheila Rowden

15
16
17
18
19
20
21
22
23
NOTICE OF DEPOSITION OF
MICHAEL DAVIDSON
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

CLYDE RAY SPENCER, MATTHEW RAY
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING
ATTORNEY FOR CLARK COUNTY JAMES
M. PETERS, DETECTIVE SHARON KRAUSE,
SERGEANT MICHAEL DAVIDSON, CLARK
COUNTY PROSECUTOR'S OFFICE, CLARK
COUNTY SHERIFF'S OFFICE, THE COUNTY
OF CLARK, SHIRLEY SPENCER and JOHN
DOES ONE THROUGH TEN,

Defendants.

No. 11-cv-05424-BHS

NOTICE OF DEPOSITION
OF James Peters

TO: DEFENDANTS AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that pursuant to FRCP 26 and 30, the deposition of
James Peters will be taken on oral examination before a notary public, or other official
authorized by law to administer oaths, at the offices of Davis Wright Tremaine LLP, 1201
Third Avenue, Suite 2200, Seattle, Washington 98101, commencing at 10:00 a.m. on

NOTICE OF DEPOSITION OF

- 1

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3130 • Fax: (206) 757-7700

1 Wednesday, September 12th, 2012. The deposition will be videotaped and by stenographic
2 means. The deposition will be subject to continuance from time to time until completed.

3 You are invited to attend and cross-examine.

4 DATED this 18th day of June, 2012.

5 Respectfully submitted,

6 Davis Wright Tremaine LLP
7 Attorneys for Plaintiffs

8
9 By s/ Daniel T. Davies

10 Daniel T. Davies, WSBA #41793
11 Suite 2200
12 1201 Third Avenue
13 Seattle, Washington 98101-3045
14 Telephone: (206) 757.8286
15 Fax: (206) 757.7286
16 E-mail: dandavies@dwt.com

17 *Of Counsel:*

18 Kathleen T. Zellner
19 Law Offices of Kathleen T. Zellner, P.C.
20 Esplanade IV
21 1901 Butterfield Road, Suite 650
22 Downers Grove, Illinois 60515
23 (630) 955-1212

NOTICE OF DEPOSITION OF

- 2

(Case No. 11-5424 BHS)
DWT 19734272v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7300

DECLARATION OF SERVICE

I, Sheila Rowden, declare under penalty of perjury, as follows:

1. I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein. My business address is c/o Davis Wright Tremaine, 1201 Third Avenue, Suite 2200, Seattle, Washington 98101-3045.

2. I hereby certify that on the June 18, 2012, I caused a copy of the foregoing NOTICE OF THIRD-PARTY DEPOSITION to be delivered, via E-Mail and First Class mail, postage prepaid, to the following:

Patricia Campbell Fetterly
Assistant Attorney General
Torts Division
PO Box 40126
Olympia, WA 98504-0116
Email: patriciafl@atg.wa.gov
Attorneys for Defendant James M. Peters

Daniel J. Judge
Attorney General's Office
7141 Cleanwater Drive SW
PO Box 40126
Olympia, WA 98504-0126
Email: danielj@atg.wa.gov
Attorneys for Defendant James M. Peters

Robert M. McKenna
Attorney General of Washington
Government Operations Division
7141 Cleanwater Drive SW
PO Box 40108
Olympia, WA 98504-0108
E-mail: Not Available
Attorneys for Defendant James M. Peters

Bernard F. Veljacic
Deputy Prosecuting Attorney
Clark County Prosecuting Attorney Civil
Division
604 W. Evergreen Blvd.
P.O. Box 5000
Vancouver, WA 98666-5000
Email: Bernard.Veljacic@clark.wa.gov
Attorney for Defendants Clark County
Prosecutor's Office, Clark County Sheriff's
Office, and Clark County

NOTICE OF DEPOSITION OF
JAMES PETERS
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3045
(206) 622-3150 • Fax: (206) 757-7700

1 Guy Bogdanoich
2 Law, Lyman, Daniel, Kamerrer &
3 Bogdanovich, P.S.
4 P.O. Box 11880
5 Olympia, WA 98508-1880
6 Email: gbogdanovich@lldkb.com
7 Attorney for Defendant Sharon Krause


5 William H. Dunn
6 Dunn Law Office
7 PO Box 1016
8 Vancouver, WA 98666
9 Email: dunnwh@pacifier.com
10 Attorneys for Defendant Shirley Spencer

Jeffrey A. O. Freimund
Freimund Jackson Tardif & Benedict
Garratt, PLLC
711 Capitol Way South, Suite 602
Olympia, WA 98502
Email: jeffF@fjtlaw.com
Attorneys for Defendant Michael Davidson

Gary A. Western
Gabriella Wagner
Wilson Smith Cochran Dickerson
901 Fifth Avenue, Suite 1700
Seattle, WA 98164-2050
Email: western@wscd.com;
wagner@wscd.com
Attorneys for Defendant Shirley Spencer

11 I declared under penalty of perjury under the laws of the United States and the State
12 of Washington that the foregoing is true and correct.

13 Dated at Seattle, Washington this 18th day of June, 2012.

14 
15 _____
16 Sheila Rowden

17
18
19
20
21
22
23
NOTICE OF DEPOSITION OF
JAMES PETERS
(Case No. 11-5424 BHS)
DWT 19798266v1 0094078-000001

Davis Wright Tremaine LLP
LAW OFFICES
Suite 2200 • 1201 Third Avenue
Seattle, Washington 98101-3043
(206) 622-3150 • Fax: (206) 757-7700